

CVB SCAN 12/07/2021 15:34

00212-2061

VIOLATION NUMBER: E1356701LOCATION CODE: WW13**STATEMENT OF PROBABLE CAUSE (supplemental)**

(For issuance of an arrest warrant or summons)

I state that on 16 July, 20 21 while exercising my duties as a
law enforcement officer in the Western District of Washington

The location of this incident is within the jurisdiction and boundaries of Joint Base Lewis-McChord, Washington.

On 16 July 2021, I was working as a Military Police Officer assigned to the Traffic Section as a Collision Investigator on Joint Base Lewis-McChord, WA 98433/98439.

At about 0159 hrs, I was dispatched to 41st Gate for a suspected DUI. I arrived on scene at 0212 hours and observed a black in color 2013 Chevy Cruze WA/BTB1139. The vehicle was stopped in Lane 1 of 41st Gate with PFC STEMEN, Skyler Rae in the driver seat. I received a statement of DASG Allen who said he observed PFC STEMEN, Skyler Rae step out of the vehicle for a routine trunk inspection. While stepping out of the vehicle she braced against the rear driver side window for balance while stumbling to the rear of the car. DASG Allen also detected the odor of an alcoholic beverage emanating off of her breath. I spoke with STEMEN who said she was coming from a friend's house in Lakewood. She also said she had a couple beers (Corona bottles) about 30 minutes before she was stopped. I detected a strong odor of alcoholic beverages emanating from her breath. STEMEN displayed signs of impairment to include bloodshot/glossy eyes, and slurred speech. I asked STEMEN to step out of the vehicle. I asked STEMEN if she would be willing to conduct voluntary standardized field sobriety tests to ensure she was safe to drive, which she consented to do.

STEMEN performed voluntary SFSTs which showed signs of impairment to include 6 out of 6 clues on Horizontal Gaze Nystagmus, with 4 of 8 clues during the Walk and Turn, and 2 out of 4 clues on the One Leg Stand. I asked STEMEN if she would provide a breath sample for a Preliminary Breath Test (PBT). I explained to her the PBT did not suffice as a replacement for the BAC. She consented and attempted approx. 5 times, each time she provided an insufficient breath sample for the PBT. It appeared that air was escaping around her lips and not entering the tube. STEMEN told me she was honestly trying and was instructed an additional time after each attempt. I was unable to obtain a PBT reading. Based on my observations and investigation, I concluded STEMEN's ability to safely operate a motor vehicle was impaired by her alcohol consumption.

STEMEN was apprehended and transported to the Provost Marshals Office for processing where she provided voluntary breath samples for the Draeger BAC machine with results of IR-0.194/EC-0.201 and IR-0.196/EC-0.204.

Light Conditions:

- ☐ Dark, No Street Lights
☐ Dark, Street Lights Off
☒ Dark, Street Lights On
☐ Dawn
☐ Daylight
☐ Dusk
☐ Unknown
☒ Other: ACP LIGHTING

Weather Conditions:

- ☐ Blowing Sand/Dirt/Snow
☒ Clear/Partly Cloudy
☐ Fog/Smog/Smoke
☐ Overcast
☐ Raining
☐ Severe Crosswind
☐ Sleet/Hail/Freezing Rain
☐ Snowing
☐ Unknown
☐ Other: _____

Roadway:

- ☒ Dry
☐ Ice
☐ Oil
☐ Sand/Mud/Dirt
☐ Snow/Slush
☐ Standing Water
☐ Wet
☐ Unknown
☐ Other: _____

The foregoing statement is based upon:

- ☒ my personal observation ☐ information supplied to me from my fellow officer's observation
☒ my personal investigation ☐ other (explain above)

I declare under penalty of perjury that the information which I have set forth above and on the face of this violation notice is true and correct to the best of my knowledge.

Executed on: 07/16/2021

Date (mm/dd/yyyy)

Officer's Signature

Probable cause has been stated for the issuance of a warrant.

Executed on:

Date (mm/dd/yyyy)

U.S. Magistrate Judge

United States District Court
Violation Notice

Case 3:22-cr-05049-CVB Document 1-1

STATEMENT OF PROBABLE CAUSE
(For issuance of an arrest warrant or summons)

(Rev. 1/2020)

| | | | |
|------------------------------|-------------------------------------|--------------------------------------|-------------------------------|
| Location Code WW13 | Violation Number E1356701 | Officer Name (Print) James | Officer No. JP 4-11 |
|------------------------------|-------------------------------------|--------------------------------------|-------------------------------|

YOU ARE CHARGED WITH THE FOLLOWING VIOLATION

| | |
|---|--|
| Date and Time of Offense (mm/dd/yyyy) 07/16/2021 0159 | Offense Charged <input type="checkbox"/> CFR <input type="checkbox"/> USC <input checked="" type="checkbox"/> State Code RCW 46.61.502 |
| Place of Offense 41st Gate / 41st Div DR | |
| Offense Description: Factual Basis for Charge Driving under the influence | |

HAZMAT ☐

| | | | |
|---|--|---|---|
| DEFENDANT INFORMATION | | Phone: (253) 778-9686 | |
| Last Name STEMEN | First Name Skylor | M.I. R | |
| Street Address 11654 A ST CA | | | |
| City SPR DIERGO | State WA | Zip Code 98433 | Date of Birth (mm/dd/yyyy) 10/31/1999 |
| Drivers License No. UM 283994 | CDL <input type="checkbox"/> D.L. State OH | Social Security No. 288 04 1584 | |
| <input checked="" type="checkbox"/> Adult <input type="checkbox"/> Juvenile | Sex <input type="checkbox"/> Male <input checked="" type="checkbox"/> Female | Hair Bro | Eyes Bro |
| Height 5'5 | | Weight 150 | |
| VEHICLE VIN: 1G1PG5SB3D7278774 CMV <input type="checkbox"/> | | | |
| Tag No. DTB1139 | State WA | Year 13 | Make/Model Chev/Cruz |
| PASS <input type="checkbox"/> Color BK | | | |

APPEARANCE IS REQUIRED

A ☒ If Box A is checked, you must appear in court. See instructions.**MCA**PAY THIS AMOUNT AT
www.cvb.uscourts.gov

APPEARANCE IS OPTIONAL

B ☐ If Box B is checked, you must pay the total collateral due or in lieu of payment appear in court. See instructions.\$ _____ Forfeiture Amount
+ \$30 Processing Fee

\$ _____ Total Collateral Due

YOUR COURT DATE

(If no court appearance date is shown, you will be notified of your appearance date by mail.)

| | |
|---------------|------|
| Court Address | Date |
| | Time |

My signature signifies that I have received a copy of this violation notice. It is not an admission of guilt. I promise to appear for the hearing at the time and place instructed or in lieu of appearance pay the total collateral due.

X Defendant Signature

Original - CVB Copy



E1356701

I state that on 16 July, 2021 while exercising my duties as a law enforcement officer in the Western District of Washington

See attached

The foregoing statement is based upon:

- ☒ my personal observation ☒ my personal investigation
☐ information supplied to me from my fellow officer's observation
☐ other (explain above)

I declare under penalty of perjury that the information which I have set forth above and on the face of this violation notice is true and correct to the best of my knowledge.

Executed on: 07/16/2021 MMW
Date (mm/dd/yyyy) Officer's Signature

Probable cause has been stated for the issuance of a warrant.

Executed on: _____
Date (mm/dd/yyyy) U.S. Magistrate JudgeHAZMAT = Hazardous material involved in incident; PASS = 9 or more passenger vehicle;
CDL = Commercial drivers license; CMV = Commercial vehicle involved in incident

CVB SCAN 12/07/2021 15:33

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1 DATED this 11th day of February, 2022.

2
3 NICHOLAS W. BROWN
4 United States Attorney

5
6 /s/ JESSICA R. PAVLOCK /s/
7 JESSICA R. PAVLOCK
8 Special Assistant United States Attorney
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28 INFORMATION
29 United States v. SKYLER R. STEMEN
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